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MEMO ENDORSED

January 25, 2024

File No. 3000.157

As discussed on the record on January 26, 2024, Defendant's request to serve a Subpoena Duces Tecum is GRANTED. SO ORDERED.

The Honorable Dale E. Ho
United States District Judge
United States District Court
Southern District of New York
500 Pearl Street
New York, NY 10007

The Clerk of Court is respectfully requested to terminate ECF No. 37.

A handwritten signature in blue ink, appearing to read 'Dale E. Ho', is written over a horizontal line.

Dale E. Ho
United States District Judge

New York, New York
Dated: January 26, 2024

Re: Charbern Management Group LLC v. Borah, Goldstein, Altschuler, Nahins & Goidel, P.C. 1:22-CV-08137 (DEH)

Dear Judge Ho:

We represent the defendant law firm in the above referenced legal malpractice action and write further to our correspondence dated January 18, 2024 (ECF Doc. No. 36).

As we indicated in the aforesaid correspondence, the defendant produced its liability expert, Lanny Alexander, Esq., earlier this month for her deposition. Following her examination, the defendant determined that it needed to serve a Subpoena Duces Tecum upon the New York State Division of Housing and Community Renewal Office of Rent Administration ("DHCR") for documents relative to the regulatory status of the real property at issue in this case received by DHCR since plaintiff sold the property in November 2020. DHCR requires that all such subpoenas be So Ordered Judicial Subpoenas. Accordingly, during tomorrow's conference, counsel for defendant intends to request that the Court So Order a Subpoena Duces Tecum to DHCR, a copy of which is enclosed.

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Should you have any questions regarding the above, please contact the undersigned.

Respectfully Submitted,

/s/ Jamie R. Wozman

Jamie R. Wozman of
LEWIS BRISBOIS BISGAARD &
SMITH LLP

JRW

Enclosure

cc: Yitzchak E. Soloveichik, Esq.
Counsel for Plaintiff

LEWIS BRISBOIS BISGAARD & SMITH LLP

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